

	1	2	3
House Keeping (No. of untallied branches)			
New Delhi Zone	15	19	28 (18)
Delhi Zone	8	3	7 (4)
(Figures in brackets indicate the latest position)			

(b) The Punjab & Sind Bank has further reported that their branches at Green Park, New Delhi and Shalimar Bagh, Delhi were given Best Branch awards for their performance in 1993-94 and 1994-95 respectively.

Pension And I.R. to Staff of CCL

4435. SHRI RAVINDRA KUMAR PANDEY : Will the Minister of COAL be pleased to state :

(a) whether the Government have amended the norms to give pension and Interim relief to the retired staff of Central Coalfields Limited;

(b) if so, the details thereof; and

(c) whether there is any proposal to increase pension and Interim relief to the retired staff of Central coalfields limited; and

(d) if so, the details thereof?

THE MINISTER OF STATE OF THE MINISTRY OF COAL (SHRIMATI KANTI SINGH) : (a) No, Sir

(b) to (d). Does not arise in view of the reply to part (a) of Question.

Bar Council

4436. SHRI N. DENNIS : Will the Minister of LAW AND JUSTICE be pleased to state :

(a) whether the Government propose to make any changes in State Bar Councils' composition to ensure justice to aggrieved litigants/complainants;

(b) if so, the details thereof;

(c) the names of Assam State bar Council's executive Committee member at present;

(d) the names of advocates suspended/debarred from practice by the said State Council since its inception, year-wise; and

(e) the names of representatives from the said council since its inception, having served as members of Bar council of India with respective tenure?

THE MINISTER OF STATE OF THE DEPARTMENT OF LEGAL AFFAIRS, LEGISLATIVE DEPARTMENT AND DEPARTMENT OF JUSTICE (SHRI RAMAKANT D. KHALAP) : (a) No, Sir.

(b) Does not arise.

(c) and (d). Information is being collected and will be laid on the Table of the House.

(e) As per information furnished by the Bar Council of India the names or representatives from the bar Council of Assam, Nagaland etc. with their respective tenure since the inception of the Advocates Act, 1961 are as follows :-

S. Shri Satyendra Kishore Ghosh	18.7.62 to 21.7.64
Dr. Jagadish Chandra Medhi	21.7.64 to 7.2.68 and 26.7.69 to 15.12.76
B.K. Goswami	Dec. 76 to 28.4.84
L. Nandkumar Singh	28.4.84 to 7.5.93
Dr. Harendra Kumar Das	8.5.93 - Till now

Financial Assistance Provided to the States

4437. SHRI JAI PRAKASH AGARWAL
SHRI CHANDRESH PATEL

Will the Minister of LAW AND JUSTICE be pleased to state :

(a) details of the financial assistance provided by the Union Government under section 12 of Legal Services Authorities Act, 1987 during the last three years and in 1996 till date statewise.

(b) the number of persons to whom free legal aid/ assistance has been provided out of Legal aid Fund of the States during the above period State-wise.

(c) the criteria fixed for providing free legal aid and assistance to the people by the authorities of Union Government and legal aid fund.

(d) the number of applications received for getting free legal aid and financial assistance during the said period and the number of applications among them accorded sanction and rejected respectively. State-wise, and

(e) the reasons for rejection of these applications?

THE MINISTER OF STATE OF THE DEPARTMENT OF LEGAL AFFAIRS, LEGISLATIVE DEPARTMENT AND DEPARTMENT OF JUSTICE (SHRI RAMAKANT D. KHALAP) : (a) The Legal Services Authorities Act, 1987 (excepting Chapter III which contains provisions with regard to State Legal Services Authority) has been brought into force w.e.f. 9th Nov., 1995. The provisions of Chapter III of the Act have so far been extended to 13 States namely Andhra Pradesh, Bihar, Haryana, Himachal Pradesh, Madhya Pradesh, Manipur, Orissa, Punjab, Rajasthan, Sikkim, Uttar Pradesh, West Bengal and National Capital Territory of Delhi, who have finalised and notified their rules in the State Gazettes.

Section 12 of the Legal Services Authorities Act lays down criteria for Legal Aid.

The Financial assistance is provided to the State Legal Aid & Advice Boards etc. for implementation of specific Legal Aid Programmes such as promotion of Legal Literacy, holding Legal Aid Camps, Lok Adalat and Training of para legal etc. on 'financial year' basis on receipt of the project proposals from the State Boards etc. Statement-I showing grant-in-aid released during the financial years 1993-94, 1994-95, 1995-96, and 1996-97 till date is enclosed.

(b) Neither the National Legal Aid Fund nor the State Legal Aid Fund as provided under the aforesaid Act has been established since the Accounting Procedure is under consideration of the Comptroller & Auditor General of India and Controller General of Accounts.

(c) Chapter III of the Legal Services Authorities Act, 1987 contains provisions with regard to entitlement to Legal Services. The criteria for giving Legal Services is

contained in Section 12 and Section 13 pertains to Entitlement of Legal Services. The Extracts of Section 12 and 13 are contained in the Statement-II attached.

(d) and (e). The definition of the words "Legal Services" under Section 2(1)(c) of the said Act includes rendering of any service in the conduct of any case or other legal proceedings before any court or other Authority or Tribunal and the giving advice on any legal matter. Free Legal Service includes expenses in regard to Advocate fees; court fees; drafting charges; preparation of paper-books; affidavits; typing expenses and the like including summoning of witnesses etc.

The requisite information with regard to applications received for getting Legal Aid during the last 3 years and rejected with reasons therefor is being obtained from the State Boards and would be laid on the Table of the House.

STATEMENT-I

The Grant-in-aid Released During the Financial year 1993-94, 1994-95, 1995-96 and 1996-97 (upto 17.12.1996) for implementation of specific legal aid programmes, State-wise

S No.	Name of the State	1993-94 Rs.	1994-95 Rs.	1995-96 Rs.	1996-97 Rs.
1	2	3	4	5	6
1.	Andhra Pradesh	2.70.000	55.000	35.000	2.00.000
2.	Arunachal Pradesh	-	-	-	-
3.	Assam	1.10.000	1.10.000	2.50.000	-
4.	Bihar	70.000	5.000	75.000	5.000
5.	Goa	-	-	-	35.000
6.	Gujarat	1.25.000	1.00.000	85.000	1.00.000
7.	Haryana	5.000	1.75.000	1.15.000	5.000
8.	Himachal Pradesh	-	50.000	1.00.000	1.00.000
9.	Jammu & Kashmir	-	10.000	-	-
10.	Karnataka	2.50.000	2.00.000	-	-
11.	Kerala	10.000	1.10.000	60.000	1.00.000
12.	Madhya Pradesh	1.00.000	1.15.000	1.15.000	-
13.	Maharashtra	5.000	-	-	-
14.	Manipur	10.000	-	-	15.000
15.	Meghalaya	-	-	-	-
16.	Mizoram	-	-	-	-
17.	Nagaland	-	-	-	-
18.	Orissa	2.60.000	1.00.000	1.20.000	-
19.	Punjab	75.000	50.000	50.000	1.00.000
20.	Rajasthan	15.000	15.000	10.000	-
21.	Sikkim	-	-	-	-
22.	Tamil Nadu	4.10.000	6.10.000	4.15.000	4.35.000
23.	Tripura	-	-	-	-

1	2	3	4	5	6
24.	Uttar Pradesh	1,70,000	2,55,000	2,50,000	20,000
25.	West Bengal	80,000	30,000	45,000	-
26.	Andaman & Nicobar Island	-	-	-	-
27.	Chandigarh	-	-	-	-
28.	Dadra & Nagar Haveli	-	-	-	-
29.	National Capital Territory of Delhi ;	9,55,000	8,95,000	9,85,000	4,00,000
30.	Lakshdweep	-	-	-	Please refer to S.No.11
31.	Pondicherry	-	-	-	50,000
Grand Total		29,00,000	28,85,000	27,10,000	15,70,000

STATEMENT-II

Extracts of Sections 12 and 13 of the legal services authorities act. 1987

"12 Criteria for giving legal services : Every Persons who has to file or defend a case shall be entitled to legal services under this act if that person is-

- a member of a Scheduled Caste of Scheduled Tribe;
- a victim of trafficking in human beings or begar as referred to in Article 23 of the Constitutions;
- a woman or a child;
- a mentally ill or otherwise disabled person;
- a person under circumstances of undeserved want such as being a victim of a mass disaster, ethnic violence, caste atrocity, flood, drought, earthquake or industrial disaster; or
- an Industrial workman; or
- in custody, including custody in a protective home within the meaning of clause (g) of section 2 of the Immoral Traffic (Prevention) Act, 104 of 1956, or in juvenila home within the meaning of clause (j) of section 2 of the juvenile Justice Act, 53 of 1986, or in a psychiatric/hospital or phsychatric nursing home within the meaning of clause (g) of section 2 of the Mental Health Act, 14 of 1987; or
- in receipt of annual income less then rupees nine thousand or such other higher amount ~~as~~ may be prescribed by the State Government, if the case is before a court other than the eúpreme Court, and less than rupees twelve thousand or such other higher amount as may be prescribed by the Central ~~gove,ament~~ Government. If the case is before the ~~Supreme court~~ Supreme court."

"13. Entitlement to legal sêrvices :- (1) Persons who satisfy all or any of the criteria specified in section 12 shall be entitled to received legal services provided that the concerned Authority is satisfied that such person has a prima facies case to prosecute or to defend.

(2) An affidavit made by a person as to his income may be regarded as sufficient for making him eligible to the entitlement of legal services under this Act unless the concerned Authority has reason to disbelieve such affidavit."

Import of Glasses in Container Loads

4438. DR. BALIRAM : Will the Minister of FINANCE be pleased to state :

(a) whether the Government are aware that many importers in Delhi have done during the last many years imports of multi crore value of Ophthalmic Rough Blanks (ORB) for making spectacle and gogal frames in container loads from China, U.K., France and Germany on the basis of manipulated import price getting it under involved, thereby duping the Government for more than 100 crores of Rupees by way of evading customs duty and sales tax;

(b) if so, the details of such importers and the quantities imported by them, country-wise during the last three years;

(c) whether the customs authorities have recently seized many container loads carrying the above item in Delhi since there is a vast difference in the import orice, "per piece wise", in the invoiced to different Importers, though the imports are from the same country, at the same time, of the same origin and supplier;

(d) if so, the details thereof; and

(e) the details of the seized quantities by customs in Delhi and action proposed to be taken against such importers?"